

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/596,983 **Confirmation No.:** 3904

Applicant: Tomas Pablo Santibanez Viani et al.

Filed: 06/30/2006

Art Unit: 1616

Examiner: -

Docket No.: MA-101

Customer No.: 33873

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**PETITION FOR FILING BY OTHER THAN ALL INVENTORS
UNDER 37 C.F.R. §1.47(a)**

Sir:

Applicant hereby petitions the Commissioner of Patents and Trademarks to accept the filing of Declarations and Powers of Attorney in the above-identified U. S. Patent Application by other than all of the named inventors, pursuant to 37 C.F.R. §1.47(a).

The present application is made on behalf of co-inventor Ernesto Vicente GRAMSCH-LABRA. Co-inventor GRAMSCH-LABRA has refused to sign the Declaration and Power of Attorney and Assignment despite several attempts to obtain his signature. A declaration is attached hereto listing pertinent facts about the refusal of the above co-inventor to join in the present application.

In view of the refusal of the co-inventor, Ernesto Vicente GRAMSCH-LABRA, to execute the papers required for filing the present application, Applicant believes he is entitled to make such application on behalf of and as agent for the co-inventor.

Applicant submits payment in the amount of \$200 as the required petition fee under 37. C.F.R. §1.17(g) via EFS-Web.

If it is felt for any reason that direct communication with Applicant's attorney would serve to advance prosecution of this application to allowance, the Examiner is invited to contact the undersigned attorney of record in this case.

Dated: January 29, 2009

Respectfully Submitted,

InterContinental IP

By /Todd Langford/

Todd Langford
Attorney for Applicant
USPTO Registration Number 60,709

InterContinental IP
7395 Portage Way
Carlsbad, CA 92011

Telephone: (858) 518-1088
Facsimile: (760) 494-3014
Email: todd@iciplaw.com